

MISCELLANEOUS DOCKET
UNITED STATES DISTRICT COURT

DOCKET
NO.

M-1050 -C

John LZ

TITLE OF CASE	ATTORNEYS			
<p>TEXAS WESTERN FINANCIAL CORP. 717 N. Harwood, Suite 700 Dallas, Tx. 75201</p> <p>VS</p> <p>WESTERN APPAREL CORP. and KEN EDWARDS, individually</p> <p style="padding-left: 40px;">Western Apparel 2605 E. 36th St. N. Tulsa, Ok. 74111</p> <p style="padding-left: 40px;">Ken Edwards 4423 E. 82nd St. Tulsa, Ok. 74136</p>	<p>For plaintiff: Steven A. Heath Blackstock, Joyce, Pollard, Blackstock & Montgomery 515 S. Main Mall, Suite 300 Tulsa, Ok. 74103 585-2751</p> <p>Harry J. Martin, Robert R. Kamm Ste. 820, 2001 Bryan Tower Dallas, TX 75201 214-741-1756</p> <p>For defendant:</p> <p>Charles A. Whitebook (Edwards) 2431 E. 51st St., Suite 200 Tulsa, OK 74105 918/583-2626</p>			
MEMORANDA	DATE	NAME OR RECEIPT NO.	RECEIVED	DISBURSED
DATE	PROCEEDINGS			Date Order or Judgment Noted
1983				
3-17	CERTIFICATION of judg. for registration in another Dist. in favor of Pltf. & against Deft. in the amt. of \$120,010.91 being prin. sum & int.; atty's fees of \$3,500 plus int. at the rate of 14% per annum. (NDTx, CA3-82-1687R) pt			
6-28	Notice by pltf. of filing foreign judg. rm			
6-28	Affidavit of Steven A. Heath. rm			

1983	M-1050	PROCEEDINGS	M-1050	Date Order or Judgment Noted
7-1-83	AFFIDAVIT of mailing.a			
7-21	APPLICATION of Pltff. for O. to judg. debtor to appear & dis-close property. pt (O)			
7-22	ORDER that judgment debtors are to appear on 8-16-83 @ 10:00 AM concerning property before the Mag.(HDC-J)a cps/mld & to KT.			
8-16	ASSETS HEARING before Mag. stricken; service was not obtained. (RSR-Mag) pt			
8-19	ALIAS ORDER directing Judg. Debtor, Western Apparel Corp. & Ken Edwards to appear & ans. as to property on 9-14-83 at 10 a.m. (RSR-Mag) pt cps/mvt			
9-14 MIN	ASSETS HEARING held before Mag.; upon request of the parties, assets hrg. is passed to 10-5-83 at 10:00 a.m. (RSR-Mag) pt			
10-5	PETITION of Deft. Ken Edwards to vacate & set aside void de-fault judg. & alternative mot/dismiss. pt			
10-5	MEMORANDUM OF AUTHORITIES in support of Deft. Ken Edwards' mot/vacate... pt			
10-5	HRG on assets; deft appeared & testified; hrg continued to 11-8-83 @ 10:00 AM; Ken Edwards recognized back on this date; pltf to resp to deft, Edwards brief in support of petition to set aside judgment by 10-19-83; deft to reply on 10-28-83.(RSR-MAG)a			
10-19	RESPONSE of Pltff. to Deft's petition t vacate & set aside void default judg. & alterntive mot/dismiss. pt			
10-19	BRIEF in support of resp. filed 10-19. pt			
10-31	APPLICATION of Deft. for ext. of time to file Deft's brief in to Pltff's brief filed 10-19-83. pt (O) (Deft. Ken Edwards)			
10-31	ORDER granting Deft. Ken Edwards until 11-7-83 to file brief in ans. to Pltff's brief filed 10-19-83. (RSR-Mag)pt cps/mvt			
11-3	BRIEF of deft, Ken Edwards in answer to pltfs brief in support of its resp to defts petition to vacate & set aside default judgment & alternative mot/dismiss.a			
11-8	MIN: Contd. assets hrg. held. Ken Edwards appeared. Mo/defts. to set aside judg. under advisement. Pltff. to reply to deft. brief wi/10 days.(RSR-Mag)rm			
11-28	RESP & BRIEF of pltf to Ken Edwards' brief in answer to pltfs brief in support of its resp to defts petition to vacate & set asied default judgment & alternative mot/dismiss.a			
12-8	MEMORANDUM of deft. rm			
12-29	REPLY and brief of pltf in resp. to deft's memorandum. hm			
4-6-84	MO: RECOMMENDED that mo/vacate & set aside default judg. or mo/dismiss be denied. Mag. to file F&R.(RSR-Mag)rm-c/kt			

DATE 1984	M-1050	PROCEEDINGS COOK	M-1050	Date Order or Judgment Noted
4-13	OBJECTIONS of Deft. Ken Edwards to Mag's MO recommending denial of the mot. of Said Deft. to vacate & set aside judg. & alternative mot/dismiss. pt			
5-9	RESPONSE of Pltf. to obj. to Mag's MO filed by the Deft. Ken Edwards. pt			
8-23	FINDINGS & RECOMMENDATIONS by Mag; it is recommended the the petition of Deft. Ken Edwards to vacate & set aside void default judg. & alternative mot/dismiss be denied. (RSR-Mag) pt/mld			
9-4	OBJECTIONS & EXCEPTIONS of deft, Ken Edwards to the Mag's F&R in support of denial of the mot/deft, Ken Edwards to vacate & set aside default judgment, alternative mot/dismiss & brief in support.(cpy to Mag, hand delivered by dm)a			
9-6	AMENDMENT TO OBJS. & Exceptions to F&R of Mag. [letter form] by Edwards.rm			
9-24	RESPONSE of Pltf. to Deft. Edwards' obj. & exceptions to Mag's F&R & brief in support thereof. pt			
11-1	ORDER that deft, Ken Edwards' objections are overruled; Mag's F&R are adopted & affirmed(HDC-J)a cps/mld			
11-1	JUDGMENT ENTERED that pltf, TX Western Financial Corp recover by default judgment against defts, Western Apparel Corp & Ken Edwards the sum of \$120,010.91 + the sum of \$3,500.00 for atty fees w/interest @ 14%(HDC-J)a cps/mld			
11-9	NOTICE OF APPEAL by Deft. Ken Edwards from the judg. filed 11-1-84. pt (fees paid) cps/mld&USCA			
11-9	BOND FOR COSTS ON APPEAL. pt (\$1,000.00 surety)			
11-15	DESIGNATION OF RECORD ON APPEAL by Deft. Ken Edwards. pt			
11-19	JT. CERT. OF DESIGNATION OF RECORD ON APPEAL. pt			
11-20	CERT. OF DESIGNATION OF RECORD ON APPEAL by Pltf. thru attys., Harry J. Martin & Robert R. Kamm. pt			
11-23	LETTER recd. from 10th Cir. assigning Appeal No. 84-2574. pt			
11-28	APPEAL RECORD , Vol. I, transmitted to 10th Cir. pt			
12-3	LETTER recd. from 10th Cir. re transmittal of appeal record. pt			
12-18	WRIT of execution issued to Ken Edwards.a			
1986 9-15	MANDATE & OPINION recd. from 10th Cir. reversing case & remanding w/instruction to dismiss case. pt (O to J for OK)			
9-22	ORDER , entered, dismissing this action pursuant to Mandate dated 9-15-86. (HDC-J) pt cps/mld EOD:9-23-86 c/g			
10-24	APPEAL RECORD (Vol. I) rec'd from Tenth Circuit. hm			

DATE	PROCEEDINGS	Date Order or Judgment Note